



*United States Attorney
Southern District of New York*

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**U.S. CHARGES ELECTRICAL SUPPLY COMPANY EXECUTIVE
IN SCHEME TO DEFRAUD CON ED**

DAVID N. KELLEY, the United States Attorney for the Southern District of New York, announced that GLENN TESTA, vice president of an electrical supply company, was indicted by a federal grand jury in Manhattan in connection with his alleged participation in a scheme to defraud Consolidated Edison Company ("Con Ed"), a former customer of the supply company.

According to the three-count Indictment unsealed today, Dependable Industrial Supply Company ("Dependable"), which is based in Brooklyn, supplied Con Ed with an industrial grease product that Con Ed used to pull underground electrical cables. Certain authorized Con Ed employees could place orders for this grease product over a Con Ed computer, and the orders would then be electronically transmitted to Dependable, according to the Indictment. The Indictment alleges that TESTA, who had primary responsibility for Dependable's sales, was in charge of the Con Ed sales account and oversaw the filling of all such orders from Con Ed to Dependable.

According to the Indictment, beginning in October 2000, TESTA engaged in a scheme to defraud Con Ed by repeatedly

instructing a Con Ed employee to place orders from Dependable for industrial grease that Dependable never intended to deliver to Con Ed. TESTA thereby caused Con Ed to pay Dependable for grease that Con Ed never received, according to the charges. The Indictment further alleges that TESTA made numerous cash payments to the Con Ed employee in exchange for the Con Ed employee placing bogus orders of grease. According to the Indictment, the scheme continued until April 2003.

TESTA, 39, resides in Brooklyn, New York. He is charged in the Indictment with one count of conspiracy, one count of mail fraud and one count of commercial bribery. If convicted, TESTA faces a maximum sentence of 5 years in prison on each of the counts of conspiracy and commercial bribery, and 20 years in prison on the mail fraud count. The defendant also faces a maximum fine of \$250,000 or twice the gross gain or loss resulting from the crime on each of the three counts with which he is charged.

Mr. KELLEY praised the investigative efforts of the FBI in this case. He said the investigation is continuing.

Assistant United States Attorney JONATHAN S. ABERNETHY is in charge of the prosecution.

The charges contained in the Indictment are merely accusations, and the defendant is presumed innocent unless and until proven guilty.

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